

RECEIVEDDEC 03 2007 aew
DEC 03 2007MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

(A)

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

United States of America ex rel.

Mario L. Hearing # K-84655
 (Full name and prison number)
 (Include name under which convicted)

PETITIONER

vs. Chicago Police
Department 25th district
 (Warden, Superintendent, or authorized
 person having custody of petitioner)

RESPONDENT, and

(Fill in the following blank only if judgment
 attacked imposes a sentence to commence
 in the future)

ATTORNEY GENERAL OF THE STATE OF
Illinois
 (State where judgment entered)

CASE

NO:

(Supplied by Clerk of this Court)

Grand and Central Police
 Station
 Chicago, IL.

Case Number of State Court Conviction:

PETITION FOR WRIT OF HABEAS CORPUS - PERSON IN STATE CUSTODY

1. Name and location of court where conviction entered: _____
2. Date of judgment of conviction: _____
3. Offense(s) of which petitioner was convicted (list all counts with indictment numbers, if known)

4. Sentence(s) imposed: _____
5. What was your plea? (Check one)

(A) Not guilty	
(B) Guilty	
(C) Nolo contendere	

If you pleaded guilty to one count or indictment and not guilty to another count or indictment, give details:

07CV6849
 JUDGE PALLMEYER
 MAGISTRATE JUDGE MASON

Revised: 7/20/05

PART I – TRIAL AND DIRECT REVIEW

1. Kind of trial: (Check one): Jury Judge only
 2. Did you testify at trial? YES NO
 3. Did you appeal from the conviction or the sentence imposed? YES NO

(A) If you appealed, give the

- (1) Name of court: (No Appeal)
 (2) Result: _____
 (3) Date of ruling: _____
 (4) Issues raised: _____

(B) If you did not appeal, explain briefly why not:

THIS CASE HAS NO VOLITY TO PENDING LAWSUIT!

4. Did you appeal, or seek leave to appeal, to the highest state court? YES NO

(A) If yes, give the

- (1) Result: _____
 (2) Date of ruling: _____
 (3) Issues raised: _____

(B) If no, why not:

DIFFERANT REASON, CASE, OR CAUSE!

5. Did you petition the United States Supreme Court for a writ of *certiorari*? Yes No

If yes, give (A) date of petition: _____ (B) date *certiorari* was denied: _____

PART II – COLLATERAL PROCEEDINGS

1. With respect to this conviction or sentence, have you filed a post-conviction petition in state court?

YES () NO

With respect to *each* post-conviction petition give the following information (use additional sheets if necessary):

A. Name of court: DOES NOT APPLY

B. Date of filing: _____

C. Issues raised:

D. Did you receive an evidentiary hearing on your petition? YES () NO

E. What was the court's ruling? NONE

F. Date of court's ruling: _____

G. Did you appeal from the ruling on your petition? YES () NO

H. (a) If yes, (1) what was the result? _____

(2) date of decision: _____

(b) If no, explain briefly why not: No Appeal

I. Did you appeal, or seek leave to appeal this decision to the highest state court?

YES () NO

(a) If yes, (1) what was the result? _____

(2) date of decision: _____

(b) If no, explain briefly why not: CONVICTION ALMOST COMPLETED

2. With respect to this conviction or sentence, have you filed a petition in a **state court** using any other form of post-conviction procedure, such as *coram nobis* or habeas corpus? YES () NO (X)

A. If yes, give the following information with respect to each proceeding (use separate sheets if necessary):

1. Nature of proceeding None
2. Date petition filed _____
3. Ruling on the petition _____
4. Date of ruling _____
5. If you appealed, what was the ruling on appeal? _____
6. Date of ruling on appeal _____
7. If there was a further appeal, what was the ruling? _____
8. Date of ruling on appeal _____

3. With respect to this conviction or sentence, have you filed a previous petition for habeas corpus in **federal court**? YES () NO (X)

A. If yes, give name of court, case title and case number: _____

B. Did the court rule on your petition? If so, state

- (1) Ruling: None
- (2) Date: _____

4. With respect to this conviction or sentence, are there legal proceedings pending in any court, other than this petition? YES () NO (X)

If yes, explain: _____